PRICE ONE CENT.

NEW YORK, THURSDAY, SEPTEMBER 19, 1889.

# **BROOKE'S PLEA**

Opening Oration in Defense of the Young Napoleon of Wall Street.

Ives Hangs On the Words Which He Hopes May Save Him.

Informer Woodruff Held Up to Scorn and Contempt.

Ex-Gov. Hoadly and Col. Fellows Among the Crowd of Listeners.

Long before the hour for opening court, and while Recorder Smyth was enjoying his after-breakfast fuma in Chief Clerk Sparks's office and the genial, happy talk of the old official, there had gathered in Part III. of the Court of General Sessions an audience which filled the square chamber.

Every scat was occupied, and there were

Every scat was occupied, and there were

had been growing more and more unnatural as the Prosecutor presented item after item of the story of the fraud which the railroad wrecker had attempted upon the bu iness world, and the prospect of many years in State prison had grown stronger and stronger. This morning there was a soberness about Master Ives which he made no effort to conceal. Scrupulously neat in his attire at all times, ha was painfully correct when he appeared this morning. There was no creases o negligence in his dress to-day. His hair was parted to a hair; his linen were immaculate; his necktie in keeping, and his cadaverse and shayen.

face, more caclaverous than ever, was comby shaven.

For the first day or two of the trial his counsel held.long consultations with Master Ives, but as the damning evidence of his guilt was brought out there grew a coldness between the lawyers and the young rascal, and there was no cordiality in the greetings which liev gave him in the morning, and when they had occasion to communicate with him aring the proceedings they did so us if with during the proceedings they did so as if with repugnance.

IVES'S LAWYERS SOLEMN.

But to day the importance of the occasion mate all the lawyers grave and soleran. There was to be no fun for them in the cross-examinations which were to take place during the next few days. It would not be Woodruff and Short and McGowan whose private affairs were to be ventilated, but Master lyes and those of his friends who were still willing to admit their friendship for him. THE BECORDER WOULDN'T DISMISS.

Mr. Brooke asked the Recorder to instruct the jury to acquit Master Ives, not on the ground that he had not done the things of which he was accused, but on the ground that he was not officially responsible in New York, but in Ohio, and because if he were responsible in New York, it was not in this city, but in Brooklyn, and another jurisdiction, that the crime was committed and Recorder Smyth had no right to try him.

But the grave Recorder, having listened with manifest impatience to the long harangue of Charley Brooke, declined to hear any argument in opposition from the pug-Mr. Brooke asked the Recorder to instruct

any argument in opposition from the pug nacious and equally eloquent Col. Fellow and denied the motion

MR. BROOKE FLOQUENT. And so Mr. Brooke opened the defens this morning with a characteristic speech but he couldn't say whether Master Ive would testify in his own behalf or not.

JUDGE HOADLY THERE. Among the crowd of listeners to Mr Brooke's opening was ex-Judge and ex-Gov. Hoadly, of Ohio, who was counsel for the Cweinnati, Hamilton and Dayton Railroad

Company when Ives got control of it.

Mr. Brooke was a marvel of elegance in appearance, too. He wore a brand-new Falcutaway coat and suit of black, and a black and white four in hand tie. The few of the unbrosial locks left upon his fine head were brushed and combed to a nicety, and his rosy face was as clean as a baby's save for the

nicely waxed gray mustache.

Col. Fellows and Assistant District-Attor-noy Parker, whose methods of work are similar and similarly remarkable. listened to their adversary intently, but neither of them took any notes, and, indeed, the won-derful memory of these two triers never calls for the voluminous notes which are indispensable to most lawyers.

THE PLEA FOR IVES. Mr. Brooke began in a finely modulated, resonant voice his address to the jury. Among the things said by him were the fol-

You are not called upon to try the general management or mismanagement of the Cincim-nati, Hamilton and Dayton Railroad Company. Let me disabuse you. You are to try Heary S. Ives for a specific performance: The issue on June 21 of 0,000 shares of the stock of the Cincinnati. Hamilton and Dayton Bailroad Company, which he had no right nor authority to 1880s.

Comeany, which he had no right nor authority to issue.

If you find Mr. Ives guilty you must believe all the story of E. Wilson Woodruff.

Woodruff swears that on June 19, 1886, Stayner, Ives and himself left Cuccionatt. That he left as Secretary and Treasurer, Ives as Vice-President and Stayner as Fresident of the road. That Short had delivered to Woodruff as his superior in office the books, seals, &c. appertaining to his office; that they were brought to New York: that they were taken to Stayner's house in Brooklyn, to an upper floor after breakfast, and that then those certificates were frandaichtly made out and delivered over to Ives.

That is the whole of this story. If you find the defendish guilty, you must stamp that story as true in every particular.

You must find, not that 0,000 ghares were issued at some time and for some purpose, that 0,000 shares were issued by some one and were used in subsequent transactions, but that these particular shares were issued in that third story room in that Brooklyn house on that Monday

S.

160

morning, and that the story of Woodruff is cor-reborated in every particular throughout. You have nothing to do with any other offense, lyes and Stayner may have been quilty of a bundred crimes, but that is nothing to you. You must find whether he did this offense charged at the time and place stated in the in-dightmen.

charged at the time and place stated in dictment.

The mere issue of stock without authorization would not constitute this crime. Unless it is affirmatively shown to you to the satisfaction of your conscience that that issue was made with intent to defraud, you are not justified in finding a verdict of guity.

Does this evidence come from such a source that either of you as an honest man can receive it and give it credence? Does he commend himself to you as an honest man and one to be believed? He is a confessed partner in the crime sileged.

leved 7 He is a confessed partner in the crime saleged.

Why is he petted and cajoled by the prosecution while his confederate and fellow in the alleged crime is hounded and pursued to prison—a felon's cell?

It is because he has been promised immunity for his wrong-doings. The door of the State prison yawned before him, if he is to be believed, and the District-Attorney offered to him that he should be saved from all harm if he would come forward and give in his testimony towards sending Henry S. Ives, his former employer, to a prison dungeon.

Five distinctive times—five times—without the moving of a muscle of his face, without the slightest tinge of slame or twings of conscience, that man, E. Wiscon Woodruff, confessed to me that he was a thief and that he had perjured himself repeatedly before other tribunals.

WILL THEY PROVE IT?

Now, we shall prove to you that on the 21st of June neither Stayner, nor Ives, nor Woodruff went near Stayner's home that morning.

Ne shall prove that on the arrival of the train at Jersey City that Monda, morning a carriage met the party at the station; that Mr. and Mrs. Stayner and Mss Stayner entered this carriage and that they drove to the Equitable Building in this city; that there Mr. Stayner got out, and that Mrs. Stayner and Miss Stayner were then driven home alone.

We shall prove this by the butler who got the breakfast that morning; the person who had charge of the Stayner home in the absence of Mrs. and Miss Stayner, by Mr. Stayner's son, who met his mother and sister at the train, and by the butler of the car.

Mone wonders from ser. WILL THEY PROVE IT?

MORE WONDERS PROMISED. We shall prove that the porter of the car had the books locked in his locker in the car till the train arrived, and that he carried them over to Mr. Ives's office, and then sat with them in his lap till the arrival of Mr. Ives at 11 o'clock in

AN AUDACIOUS DEFENSE.

Every scat was occupied, and there were rows of men behind the seats and clusters of them standing on every open space in the room.

Every eye was centred upon the little group in the defendant's corner, for the people had rested their case and Henry S. Ives defendant, was to have his opportunity to show that he was innocent of the crime charged to him.

For days the nonchalance of Master Ives had been growing more and more unnatural as the Prosecutor presented item after item of the story of the fraud which the railroad wrecker had attempted upon the bu ness world, and the prospect of many years in the prospect of the sonorous voiced this part of the speech of the sonorous voiced the speech of the sonorous voi

ATTACKING SHORT, TOO. Mr. Brooke's voice sank to a low tone and was as melodious as a mother's lullaby as he paid a pretty tribute to the honesty and faith-filluess of the venerable old Secretary and Treasurer, Frederick H. Short, who was suc-ceeded by E. Wilson Woodruff.

I do not wish to imply that that old man wilfully swore false; for his memory, as he told us, was poor.

There is something; some influence back of this prosecution—this persecution of this young man.

There is something; some influence back of this prosecution—this persecution of this young man.

What is it? Who is it? Why this clamor that this young man should be sent to a prison cell? Who has been defrauded? Who could be? Ives owned nearly all the property. If any one was to be injured by the fraud, it was only he. Who has come forward to complain that he has been cheated?

Ives has been in jail eight months, not complaining, not delaying; always ready and eager to meet his accusers.

Not even accorded the privilege of a drunken sot picked up by the police at night; not even the privilege of the petty thief who snatches your purse at night; he is not accorded the privilege of meeting his accusers before a police magistrate. When the newspapers are extanted, apparently, he is given a trial which he could not get before.

It is not the case of overisane of Eric stock in which Jay Gould, Jim Fisk and their co-compirators fled to Jersey to escape instice, but it is the case of their rival and Jay Gould's friend and his companion. Innsell Sage; Sidney Dillon and Julius Dexter, with the people's witnesses as their instruments, are pushing this persecution of their rival.

HE TALKED AN HOUR AND A HALF. Mr. Brooke talked an hour and a half, after which a recess of an hour was taken. The Quotations.

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## WHOLESALE CLOAK ROBBERY

Albert Sohor, of 418 East Seventy-eighth street; Morris Weiner, of 84 Essex street, and street: Morris Weiter, of 34 Essex street, and Morris Frankel, of 133 Division street, all tall-ors, were arraigned before Justice O'Reilly at the Tombs this morning, charged with larceny. Joseph Pelhossman, a saloou-keeper, at 8814 Orchard street, was also arraigned on a charge of receiving stolen property. All four prisoners were held for trial in default of \$1,500 ball each.

each.

Detectives have been on their track for some time, and last night saw the three failurs hand bundles to Schlossman in his saloon. The bundles were closus from G. Schwab & Bros. store, 37 to 43 Greene street, where the tallors are employed and where Schlossman used to work. Since Schlossman left their employ the firm has missed \$4,000 worth of goods. They placed the case in the hands of the police, with the above result.

ROCHESTER LAMPS in 1800 varieties. 1201 Broad

To Be Chosen To-Morrow by Vote of the World's Fair Committee.

It Is On Manhattan Island and Easy of Access.

A Small Portion of Upper Central Park Taken.

Morningside and Riverside Parks and the Bloomingdale Grounds Also.

Senator Sherman Writes that He Is in Favor of New York Over Chicago.

A site for the World's Fair has been selected and will be voted for by the Committee on Site and Buildings to-morrow.

It is on Manhattan Island.

A permanent building may be located on the plateau on the northwest corner of Cen tral Park, near Eighth avenue at One Hun dred and Tenth street, and one in Riverside

The northernmost portion of Central Park above Ninety-sixth street will be used.

The lands north of the Park from One Hundred and Fifteenth street, from Fifth avenue to Morningside Park, will be also

Riverside Park, Morningside Park and the Bloomingdale and Leake & Watts

It is also proposed to connect all of the parks, as in London. This would take in Mount Morris Park, which would not be used for Fair purposes, however.

SELECTED BY THESE MEN.

Mayor Grant and ex-Mayor Edward Cooper, State Engineer John Bogert, Congressman Roswell P. Flower, Prof. C. F. Chandler, ex-Park Commissioner John D. Crimmins, Commissioner Henry R. Towne J. I. C. Clarke Richard M. Hunt, George the biggest crowds possible?" Warner and Editor John Foord, of the Site Committee, have devoted several days to the careful examination of the available ground within the city's limits, as to the practical advantages for the purposes of the Exhibition, and means of reaching it from all points, and they arrived at their conclusions to-day. FOUR HUNDRED ACRES OF LAND.

This site, exclusive of land covered by water, comprises 400 acres, easily accessible | nificent view of the city. from east, west, north and south, and is ample for a World's Exposition on the largest

scale. That part of Central Park which will be includes the beautiful little Harlem Mere, sired in a site for the great Quadri-Cententhe meadow lying to the east of the lake and | nial Exhibition. along Fifth avenue containing forty acres of

thought it advisable at a later date.

AN UNIMPROVED SLICE OF THE PARK. This portion of Central Park to be used is be necessary to destroy any of its natural beauty.

Morningside Park, beginning at One Hundred and Fifth street, extends along the bluff railway lines. to One Hundred and Sixteenth street, and the Cathedral holdings adjoin this across Ninth avenue.

To the north of Central Park, and between it and Morningside, is a belt of unoccupied the city, and must of necessity go away with land which might be utilized at comparatively a much improved knowledge of the beauties small cost if needed. The belt contains at and resources of the greatest city of the least thirty scres.

The Bloomingdale Asylum property lies | Euch portions of this site as belong to pri-

# MAP SHOWING LAND EMBRACED BY THE SELECTED SITE.



World's Fair a'te, comprising Central Park above Ninety-sixth street, lands between One Hundred and Tenth and One Hundred and Sixteenth streets, west of Fifth avenue; Morningside Park, the Bloomingdale and other properties between One Hundred and Tenth and Manhattan streets, and Riverside Park north of One Hundred and Tenth street.

Tenth avenue and the Boulevard, and from purposes of and during the continuance of One Hundred and Sixteenth to One Hundred | the Exposition, for they will be laid out in and Twentieth street, on Harlem Heights. streets and avenues, sewered and graded. There is a knoll in the centre of the Bloom- These avenues will be paved and gas and ingdale grounds which is 170 to 180 feet above tide-water, and from it, standing on the ground, one may obtain a remarkable and cost to the owners of the now unimproved beautiful view of the teeming city below and | land, lovely, broad-avenued Harlem above,

IT CHARMED THE COMMITTEE.

While the members of the Committee named above were viewing this proposed site for the Fair practical Roswell P. Flower was busy as a bee. He was completely capti vated by the plot and plied his fellow-committeemen with questions and arguments.

"What would you do, as a business man, if you were going to run this Fair as a personal business venture and wanted to dray But the victory was not won till crossing

over the broad and beautiful Boulevard to Riverside Park the party ascended to the cupela of the Claremont Hotel.

From here their gaze was delighted. Below and to the west of the park flowed the broad and beautiful Hudson, beyond whose placid waters were the Palisades and miles of Jersey's wooded shores, reaching out as far as the eye could see to the north and south, and to the east on either hand was a most mag-

How else could the visitors be given in one glance so grand a notion of the wonders of Jersey roads could land their people right our situation, the marvels of the metropolis?

A FINE WATER PRONT. Riverside Park, extending along the river used is located above Ninety-sixth street. It for two miles, offered just the facilities for is fringed with trees and undergrowth, and water communication, so much to be de-

Ferries may be established at Eighty-sixth, fine sloping meadow land and the north | Ninety-second, One Hundred and Twenty meadow thirty acres of open land. The fifth streets to land passengers within the Fair mere, covering twelve acres, may be drained grounds from the depots of the West Shore, if necessary. The "triangle" has fifteen Erie, Pennsylvania, Baltimore and Ohio Jersey Central and other railroads having Above the park are many blocks of unim- their New York stations on the New Jersey proved lots, and from Madison to Fifth ave- side of the Hudson, and bulkheads and docks nue and Ninety-sixth to One Hundred and may be erected for the use of transportation Tenth street there are twenty acres of vacant | companies from everywhere. The Hudson land which might be used if the Committee River boats would have landings here, and the domestic steamer companies would be accommodated, too.

The parkway, for the construction of which now about as Nature made it, and it will not money has already been appropriated, will connect the various sections of this site, and the site will be accessible by way of the cable and sievated roads and also by a dozen street

This site is not only within the limits of New York City, but is on Manhattan Island so that all visitors to the Fair will be guests of the city, will visit the business portions of Western World.

opposite the Cathedral property, between vate parties may be ceded to the city for the water mains laid at the expense of the Fair management, but to endure forever at no

CHAIRMAN PLOWER ENTHUSIASTIC. Roswell P. Flower, Chairman of the Com-

mittee on Site for the World's Fair, was seen at his office this morning by an Eventso Wonld reporter. When asked about the site chosen Mr. Flower waxed enthusiastic.

"Look here," he said, drawing out a small map of that part of the city lying above One Hundredth street. "This end of the Park," and he pointed to

the extreme northern section of Central Park bounded by One Hundred and Tenth street. ' is not improved, and it wouldn't hurt it s bit to have the buildings there. But better still, these three or four blocks lying north of One Hundred and Tenth street could be condemned by the city and made an addition to the Park. "They are going to broaden One Hundred

and Tenth street and make it 120 feet wide. Room enough for crowds to get through to Morningside and Riverside parks. "The spot eligible could be so accessible

for the N. Y. and N. H. RR. and the New across from Riverside Park. "That whole section has been already

macadamized, sewerage put down, gas, water and everything. Along Morningside Park there would be dozens of cases that command a splendid view and would enjoy the purest "People can get there for 10 cents. Why

they can almost walk. All the newspaper men, and I think something of a newspaper man's opinion, voted yesterday for this site when I took the vote. After the decision upon a site by the Com

littee on Inspection it was resolved to expedite the final settlement of the question. Summonses were sent out to each of the twenty-five members of the Committee and they were urged to be in the Governors' Room at the City Hall at 1.30 r. M. to-mor-

#### SHERMAN WITH US.

He Writes that New York Has His Vote and Voice for the World's Fair.

United States Senator John Sherman, of Ohio, wrote to Mayor Grant the following letter, received to-day :

I heartily promise, as a private citizen as well as a member of the Senate, any aid I can render to the proposed Exposition, and hope it will be made, as you say, "worthy the industrial progress of the world." New York is the proper place for such an Exposition, the place to which all roads point, not only on the land out on the sea.

In this respect, New York is second only to In this respect New York is second only to London, and in breadth of country, population and ease of access, has advantages over that

great city. But this advantage is confined to the city of New York and does not extend to its outlying provinces.

I notice the difference of opinion as to the location of site, but permit me, as an impartial outsider, to express an opinion that the best site is in the heart of the city. The location in Cen-tral Park will more than anything else assur-

the success of the Exposition Senator Allison, of Iowa, in replying, said that while he favors Chicago primarily he will await the decision of Congress before answering further questions regarding cooperation.

Favorable replies were received from Representatives Townsend and Brosius, of Penn-

sylvania. A large number of suggestions as to the site to be selected were received by the Mayor and at the headquarters of the Site Committee Nearly all of them named Central Park or the Bloomingdale site.

## FOUND.

The Brooklyn Pastor's Insane Son Traced to the Stevens House.

Arthur Halliday was captured this morning and sent to the Bloomingdale Asylum. He used to conduct the popular cafe called the Bodega, on Pine street, until he became insanc a few weeks ago.

His father is a Brooklyn minister, and was assistant pastor of Plymouth Church when Henry Ward Beecher was pastor.

Young Halliday managed to keep his business from the knowledge of his father and other relatives until his mind gave way.

Then it became known, and they were nch shocked.

He was sent to an insane asylum at Amity-He escaped from there last Monday evening, and disappeared completely.

Not a clue was left by which he could be traced. Private Detective E. T. McDonald

was employed by the young man's relatives to search for him.

The detective and a friend found the missing man at the Stevens House, on lower Broadway, this foreness.

Broadway, this forenoon.

Mr. Halliday had an expensive room and was packing a value as if preparing to go Re knew Mr. McDonald by sight and when that gentleman entered his room he sprang forward and shook hands with him. He then began telling McDonald of a scheme which he was engaged in to have

Long Branch selected as the site for the World's Fair, and said he was going on to Baltimore to interest Robert Garret in the enterprise.

The detective told Mr. Halliday, in all

The detective told Mr. Halliday, in all seriousness, that he was wanted on important business in connection with the site for the Fair at Bloomingdale Asylum.

He hesitated, but finally consented to go on condition that Mr. McDonald and his partner would promise to go to Baltimore in his private car and see Garrett after they left him at Bloomingdale.

"Hring Garrett to Bloomingdale as soon as cossible," the unfortunate young man as possible," the unfortunate young man said seriously as he left the Stevens House with the detective.

No use, Mr. Oldfogy, your day ended when Dunk's Erst Cloarstre came to town. Reduce your price, improve the quality or be forgotten.

# FOR HER DEFENSE.

PRICE ONE CENT.

Capt. Perry Sums Up the Testimony

Against Mrs. Hamilton.

He Makes an Eloquent Plea of Self-Defense.

The Defendant Too Ill to Appear in Court.

[SPECIAL TO THE EVENING WORLD,] Mar's Landing, N. J., Sept. 19.-Prose cutor Thompson was the first of the legal fraternity to put in an appearance at the court-house this morning, and his determined look boded no good for Mrs. Evange-

line Hamilton. The most damaging testimony against the defendant was that which was elicited from Mrs. Hamilton under the cross-examination to which she was subjected by the blackeyed prosecutor, and it was stated by many that her counsel had made a fatal mistake and had taken a desperate chance when he placed his client on the witness-stand.

It was just 11 o'clock when the court train from Atlantic City arrived, an hour and fortyfive minutes late. The delay was caused by the fact that the Somers Point train had been partially derailed by an open switch, obstructing the

The court-room was crowded, but the large assemblage of spectators were doomed to disappointment for Mrs. Hamilton sent word down that she desired to waive an appear-ance, as she was too badly prostrated from the effects of yesterday's excitement to

the effects of yesterday's excitement to appear.

The reaction from the effects of the large amount of optum which she had taken yesterday to sustain her during her ordeal had set in, and to day she is a nervous wreck.

Another noticeable thing was the absence of all the actors who have hitherto played so important a part in this domestic drama, as neither Mr. Hamilton, Edward Vollmer, Mrs. Rupp, the proprietress of Noil Cottage, or Nurse Donnelly put in an appearance. Not one of this quartet are in May's Landing, and the female curiosity-seekers looked and gazed in vain.

gazed in vain.

The jury being in their seats, court was promptly opened and Capt. Perry began his

rempty opened and Capt. Ferry began as argument.

He said he hoped the incors would frame their verdict according to the testimony, independent of newspaper reports or other influences.

He closely reviewed the circumstances which led up to the assault and showed very clearly that Mary Ann Donnelly, the nurse, was the first aggressor and that she forced Mrs. Hamilton to pick up the knife in self-defense.

lefense.
She had threatened to kill her mistress, she was hot-tempered and frenzied with brandy and she assailed Mrs. Hamilton with mur-derous intent.

### The jury retired at 12. 15 o'clock. **AMERICANS**

WASHINGTON, D. C., Sept. 19.-Consul Allen at Jamaica has cabled to the State

Department that a riot has occurred at Na-

vassa, and a number of Americans have been

He was asked for assistance, and at his request an English warship at Jamaica started for the scene of the trouble.

Acting Secretary of State Adec referred Consul Allen's despatch to Secretary Tracy, who cabled to Rear Admiral Gherardi. at Sa. Nicholas Mole, Hayti, ordering him to proceed there at once with the United States steamship Galena.

# FLACK'S

The Grand Jury gathered in their room in the General Sessions building at 11 o'clock this morning and courteously received Sheriff Flack, who bore a worn and weary look, as he listlessly walked past Officer Brown with a sulky recognition of his bow. Withe accompanied his father and shared his expression Lawyer Wright appeared and stayed long enough to have a consultation with District-Attorney Goff. Then he went off.

### NEW "CITY RECORD" EDITOR.

William J. Kenny was to-day appointed Super iser of the City Record, in place of William G. McLaughlin, resigned, and Mayor Grant's War-McLaughlin, resigned, and Mayor Grant's War-rant Clerk, David Ryan, was made First As-sistant Supervisor at a salary of \$2,500. The new Supervisor is a newspaper man, being at the time of his appointment the local politi-cal reporter of the Times. He has been at dif-ferent time, city editor of the Herald, Morning Journal and Press.

Mr. Kenny is a mative of Brooklyn, thirty-five years of age, and is a resident of the First Assombly Historic assembly District.

He is a Tammany Democrat, although not a number of the organization.

The salary of his office is \$3,000.

The appointment of a bookkeeper in place i. H. P. Abell was laid over until the next

Cooler and Fair.



eting.

cooler, Jair weather ; mortherty minds, high econ the coast. The weather to-day, indicated by Blakely's tore-thermemeter: 1880, 1888, 57 58 - 60 70

enty-four Bours, GC 4-0 degrees, ponding time last year, 70 7-0

A Pain in the side Often Comes from the Liver, and is relieved by Canten's Liver Leven